

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Local Access Services
LLC for Authority to Provide Limited
Facilities-Based and Resold Competitive
Local Exchange and Interexchange
Telecommunications Services in the
State of California.

Application 13-02-028
(Filed February 12, 2013)

**DECISION GRANTING LOCAL ACCESS SERVICES LLC A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE
TELECOMMUNICATION SERVICES**

1. Summary

Pursuant to Public Utilities Code § 1001, we grant Local Access Services LLC a certificate of public convenience and necessity to provide resold and limited facilities-based local exchange and interexchange telecommunications services in California subject to the terms and conditions set forth in the Ordering Paragraphs.

2. Background

On February 12, 2013 Local Access Services LLC (Local Access Services), a limited liability corporation authorized to do business in California, filed an application for a certificate of public convenience and necessity (CPCN) to provide resold and limited facilities-based local exchange telecommunications services in the service territories of Pacific Bell Telephone Company d/b/a AT&T California (AT&T), Verizon California Inc. (Verizon), Citizens

Telecommunications Company of California, Inc. d/b/a Frontier Communications of California (Citizens), and SureWest Telephone (SureWest),¹ and interexchange service in California.

Local Access Services proposes to initially serve business and carrier customers and provide both voice and access services, although it may expand services to residential customers in the future. As business and economic circumstances dictate, Local Access Services intends to provide additional local exchange, interexchange, exchange access, and dedicated transport services. Local Access Services may install and maintain a switching location within the state in the near future. Local Access Services intends to provide its service through a combination of resale of incumbent local exchange carrier (ILEC) services in combination with the usage of unbundled network elements purchased from the ILEC and Local Access Services' own facilities and equipment collocated in the existing central offices and/or carrier hotels.

Local Access Services' principal place of business is located at 11442 Lake Butler Boulevard, Windermere, Florida 34768.

3. California Environmental Quality Act (CEQA)

The CEQA requires the Commission act as the designated lead agency to assess the potential environmental impact of a project in order that adverse effects are avoided, alternatives are investigated, and environmental quality is restored or enhanced to the fullest extent possible. Local Access Services states that it has no plans to construct outside plant or loop distribution equipment at this time; Local Access Services will install its own facilities in existing structures

¹ SureWest was formerly known as Roseville Telephone Company.

only, and does not plan to trench or build new structures in order to install its facilities.

Since Local Access Services states that it does not intend to construct any facilities other than equipment to be installed in existing buildings or structures, it can be seen with certainty that there is no possibility that granting this application will have an adverse impact upon the environment. Before it can construct facilities other than equipment to be installed in existing buildings or structures, Local Access Services must file for additional authority, and submit to any necessary CEQA review.

4. Financial Qualifications

To be granted a CPCN, an applicant for authority to provide limited facilities-based and resold local exchange and interexchange services must demonstrate that it has a minimum of \$100,000 cash or cash equivalent to meet the firm's start-up expenses.² An applicant must also demonstrate that it has sufficient additional resources to cover all deposits required by local exchange carriers and/or interexchange carriers in order to provide the proposed service. In the application, Local Access Services provided bank statements, profit and loss statements, and a balance sheet for Local Access Services showing that \$100,000 plus an amount equal to the deposit required by AT&T, Verizon, Citizens, and SureWest would be available to Local Access Services for one year

² The financial requirement for Competitive Local Exchange Carriers (CLEC) is contained in Decision (D.) 95-12-056, Appendix C. The financial requirement for Non-Dominant Interexchange Carriers (NDIEC) is contained in D.91-10-041.

following certification.³ Since Local Access Services has provided documentation that it possesses a minimum of \$100,000 that is reasonably liquid and available, it has demonstrated that it has sufficient funds to meet its start-up expenses and has fulfilled this requirement.

Local Access Services proposed to initially interconnect with AT&T, Verizon, Citizens, and SureWest. Local Access Services has stated that no deposit is required by AT&T, Verizon, Citizens, and SureWest. Therefore, no additional resources are required at this time to cover deposits.

5. Technical Qualifications

To be granted a CPCN for authority to provide local exchange and interexchange service, an applicant must make a reasonable showing of managerial and technical expertise in telecommunications or a related business.⁴ Local Access Services supplied biographical information on its management in Exhibit E to its application that demonstrated that it has sufficient expertise and training to operate as a telecommunications provider.

In a supplemental filing to its application, filed August 7, 2013, Local Access Services verified that no one associated with or employed by Local Access Services as an affiliate, officer, director, partner, or owner of more than 10% of Local Access Services was previously associated with a telecommunications carrier that filed for bankruptcy, was sanctioned by the Federal Communications

³ Local Access Services states that it does not owe deposits to local exchange carriers or interexchange carriers; however, a review of the financial documentation filed by Local Access Services shows that sufficient funds are available to cover such deposits if they were to become necessary.

⁴ D.95-12-056 at Appendix C, Rule 4.A.

Commission or any state regulatory agency for failure to comply with any regulatory statute, rule, or order, or has been found either civilly or criminally liable by a court of appropriate jurisdiction for a violation of § 17000, et seq. of the California Business and Professions Code, or for any actions which involved misrepresentations to consumers, nor is currently under investigation for similar violations.

For the above reasons, we find that Local Access Services is in compliance with the requirements of D.95-12-056.

6. Tariffs

Commission staff reviewed Local Access Services' draft tariffs for compliance with Commission rules and regulations. The deficiencies are noted in Attachment A to this decision. In its compliance tariff filing, Local Access Services shall correct these deficiencies as a condition of our approval of its application.

7. Map of Service Territory

To be granted a CPCN for authority to provide local exchange service, an applicant must provide a map of the service territories it proposes to serve.⁵ In its Response, Local Access Services provided a map of the location of its proposed service territory, in compliance with this requirement.

8. Expected Customer Base

Local Access Services provided its estimated customer base for the first and fifth years of operation on page 7 of its application. Therefore, Local Access Services has complied with this requirement.

⁵ D.95-12-056 at Appendix C, Rule 4.E.

9. Conclusion

We conclude that the application conforms to our rules for certification as a competitive local exchange carrier and interexchange carrier. Accordingly, we grant Local Access Services a CPCN to provide resold and limited facilities-based telecommunications services in the service territory of AT&T, Verizon, Citizens, and SureWest, and interexchange service in California subject to compliance with the terms and conditions set forth in the Ordering Paragraphs.

10. Request to File Under Seal

Pursuant to Rule 11.4 of the Commission's Rules of Practice and Procedure, Local Access Services has filed motions for leave to file Exhibit F to the application as confidential materials under seal. Local Access Services represents that the information is sensitive, and disclosure could place Local Access Services at an unfair business disadvantage. We have granted similar requests in the past and do so here.

11. Categorization and Need for Hearings

In Resolution ALJ 176-3311, dated March 21, 2013 the Commission preliminarily categorized this application as ratesetting, and preliminarily determined that hearings were not necessary. No protests have been received. There is no apparent reason why the application should not be granted. Given these developments, a public hearing is not necessary, and it is not necessary to disturb the preliminary determinations.

12. Waiver of Comment Period

This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Section 311(g)(2) of the Public Utilities Code and Rule 14.6(c)(2) of the Commission's Rules of Practice and Procedure, the otherwise applicable 30-day period for public review and comment is waived.

13. Assignment of Proceeding

Catherine J.K. Sandoval is the assigned Commissioner and Melissa K. Semcer is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. Notice of the application appeared on the Daily Calendar on March 19, 2013. No protests have been filed. A hearing is not required.

2. Local Access Services has a minimum of \$100,000 of cash or cash equivalent that is reasonably liquid and readily available to meet its start-up expenses.

3. Local Access Services' management possesses sufficient experience, knowledge, and technical expertise to provide local exchange services to the public.

4. No one associated with or employed by Local Access Services as an affiliate, officer, director, partner, or owner of more than 10% of Local Access Services was:

- a) previously associated with a telecommunications carrier that filed for bankruptcy;
- b) was sanctioned by the Federal Communications Commission or any state regulatory agency for failure to comply with any regulatory statute, rule, or order; or
- c) was previously associated with any telecommunication carrier that has been found either civilly or criminally liable by a court of appropriate jurisdiction for a violation of § 17000, et seq. of the California Business and Professions Code, or for any actions which involved misrepresentations to consumers, nor is currently under investigation for similar violations.

5. Except for the deficiencies identified in Attachment A to this decision, Local Access Services' draft tariffs comply with the Commission's requirements.

6. Local Access Services provided a map of the location of its proposed service territory.

7. Local Access Services provided an estimate of its customer base for the first and fifth year of operation.

8. Pursuant to Rule 11.4, Local Access Service filed a motion for leave to file confidential Exhibit F under seal.

Conclusions of Law

1. Local Access Services should be granted a CPCN to provide resold and limited facilities-based local exchange telecommunications service in the service territories of AT&T, Verizon, Citizens, and SureWest, and interexchange service in California, subject to the terms and conditions set forth in the Ordering Paragraphs.

2. Local Access Services, once granted a CPCN, should be subject to the applicable Commission rules, decisions, General Orders, and statutes that pertain to California public utilities.

3. Local Access Services' initial tariff filing should correct the tariff deficiencies shown in Attachment A to this decision.

4. Local Access Services' motion to file under seal its Exhibit F to the application should be granted for two years.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Local Access Services LLC to provide resold and limited facilities-based local exchange telecommunications services in the territories of Pacific Bell Telephone Company d/b/a AT&T California, Verizon California Inc., Citizens Telecommunications Company of California, Inc. d/b/a/ Frontier Communications of California, and SureWest Telephone, and interexchange services throughout California, subject to the terms and conditions set forth below.
2. Local Access Services LLC may not offer competitive local exchange services until tariffs are filed with and authorized by this Commission, in accordance with General Order 96-B and as corrected for deficiencies set forth in Exhibit A.
3. The corporate identification number assigned to Local Access Services LLC, U-7249-C, must be included in the caption of all original filings with this Commission, and in the titles of other pleadings filed in existing cases.
4. Local Access Services LLC (Local Access Services) must obtain a performance bond of at least \$25,000 in accordance with Decision 13-05-035. The performance bond must be a continuous bond (i.e., there is no termination date on the bond) issued by a corporate surety company authorized to transact surety business in California, and the Commission must be listed as the obligee on the bond. Within five days of acceptance of certificate of public convenience and necessity authority, Local Access Services must submit a Tier-1 Advice Letter to the Director of Communications, containing a copy of the license holder's

executed bond, and submit a Tier-1 Advice Letter annually, but not later than March 31, with a copy of the executed bond.

5. Local Access Services LLC must not allow its performance bond to lapse during any period of its operation. Pursuant to Decision 13-05-035, the Commission may revoke a certificate of public convenience and necessity if a carrier is more than 120 days late in providing the Director of the Communications Division a copy of its executed performance bond and the carrier has not been granted an extension of time by the Communications Division.

6. In addition to all the requirements applicable to competitive local exchange carriers and interexchange carriers included in Attachments B, C, and D to this decision, Local Access Services LLC is subject to the Consumer Protection Rules contained in General Order 168, and all applicable Commission rules, decisions, General Orders, and statutes that pertain to California public utilities.

7. Local Access Services LLC must file, in this docket, a written acceptance of the certificate granted in this proceeding within 30 days of the effective date of this order.

8. Local Access Services LLC (Local Access Services) must annually pay the user fee and public purpose surcharges specified in Attachment B. Per the instructions in Exhibit E to Decision (D.) 00-10-028, the Combined California Public Utilities Commission Telephone Surcharge Transmittal Form must be submitted even if the amount due is \$0. Under Public Utilities Code § 405, carriers that are in default of reporting and submitting user fees for a period of 30 days or more will be subject to penalties including suspension or revocation of their authority to operate in California. Therefore, carriers should report user fees even if the amount due is \$0. In accordance with D.13-05-035, Local Access

Services must pay a minimum user fee of \$100 or 0.18% of gross interstate revenue, whichever is greater.

9. Prior to initiating service, Local Access Services LLC must provide the Commission's Consumer Affairs Branch with the name and address of its designated contact person(s) for purposes of resolving consumer complaints. This information must be updated if the name or telephone number changes, or at least annually.

10. Local Access Services LLC must notify the Director of the Communications Division in writing of the date that local exchange service is first rendered to the public, no later than five days after service first begins.

11. Local Access Services LLC must file an affiliate transaction report with the Director of the Communications Division, in compliance with Decision 93-02-019, on a calendar year basis using the form contained in Attachment D.

12. Local Access Services LLC must file an annual report with the Director of the Communications Division, in compliance with General Order 104-A, on a calendar-year basis with the information contained in Attachment C to this decision.

13. Local Access Services LLC must file a tariff within 12 months of the effective date of this order, or its certificate will be cancelled.

14. Local Access Services LLC's (Local Access Services) motion to file under seal its Exhibit F is granted. The information will remain under seal for a period of two years after the date of this order. During this two-year period, this information will remain under seal and may not be viewed by any person other than the assigned Commissioner, the assigned Administrative Law Judge, the Assistant Chief Administrative Law Judge, or the Chief Administrative Law

Judge, except as agreed to in writing by Local Access Services or as ordered by a court of competent jurisdiction. If Local Access Services believes that it is necessary for this information to remain under seal for longer than two years, Local Access Services may file a new motion at least 30 days before the expiration of this limited protective order.

15. Application 13-02-028 is closed.

This order is effective today.

Dated _____, at San Francisco, California.

ATTACHMENT A

List of deficiencies in tariff filed by Local Access Services LLC (U-7249-C), in A.13-02-028 to be corrected in its tariff compliance filing.

Local Exchange Services

1. G.O. 96-B Sect 8.1 & 8.3 – The tariff (including no longer effective tariffs) must be made available for public inspection or copying within the carrier's California service area. Delete availability of the tariff at the Commission on tariff sheet 6. Current address is in Florida.
2. G.O. 96-B Sect 8.5.1 –. The title page and all the sheets in the tariff must reflect the utility number (U-7249-C) of Local Access LLC on the upper left hand corner of the header.
3. G.O. 96-B Sect 8.5.7, Item 6 and D. 95-07-054, Appendix B, Rule 4, Items A-C – The tariff must include language prescribed on the establishment and re-establishment of Credit.
4. G.O. 96-B Sect 8.5.7, Item 10 and D. 95-07-054, Appendix B, Rule 8 The tariff must state that the customer must pay the undisputed portion of the bill by the due date or no later than 15 days from the date of presentation.
5. G.O. 96-B Sect 8.5.7, Item 12 – Tariff must include information on services and promotional offerings including office hours, telephone number, and e-mail address for contacting utility with requests for such information.
6. D.95-07-054 App. B - Rule 3, Item A – Tariff must indicate that the grace period for late payment charges of 15 days.
7. G.O. 153 Sec 3.3 – Surcharge for California Advanced Services Fund must be included in the tariff.

Switched Access Services

1. G.O. 96-B, Sections 8.1 & 8.3 – The tariff (including no longer effective tariffs) must be made available for public inspection or copying within the carrier's California service area. Delete availability of the tariff at the Commission on tariff sheet 7.
2. G.O. 96-B, Section 8.5.1 – The title page and all the sheets in the tariff must reflect the utility number (U-7249-C) of Local Access LLC on the upper left hand corner of the header.
3. G.O. 96-B, Section 8.5.6 – Tariff must comply with Section 8.5.6 of General Order 96-B with respect to the publication of contracts and other deviations under which Local Access provides service.
4. G.O. 96-B, Section 8.5.7, Item 5 – Tariff must state that notices to customers are required to appear on contracts, bills and deposit receipts.
5. G.O. 96-B, Section 8.5.7, Item 10– Tariff must include a procedure for addressing disputed bills.

(End of Attachment A)

ATTACHMENT B**REQUIREMENTS APPLICABLE TO COMPETITIVE LOCAL EXCHANGE CARRIERS AND INTEREXCHANGE CARRIERS**

1. Applicant must file, in this docket with reference to this decision number,¹ a written acceptance of the certificate granted in this proceeding within 30 days of the effective date of this order. Applicant is subject to the following fees and surcharges that must be regularly remitted. Per the instructions in Exhibit E to Decision (D.) 00-10-028, the Combined California PUC Telephone Surcharge Transmittal Form must be submitted even if the amount due is \$0.

- a. The Universal Lifeline Telephone Service Trust
Administrative Committee Fund (Pub. Util. Code § 879);
- b. The California Relay Service and Communications Devices
Fund (Pub. Util. Code § 2881; D.98-12-073);
- c. The California High Cost Fund-A (Pub. Util. Code § 739.3;
D.96-10-066, at 3-4, App. B, Rule 1.C);
- d. The California High Cost Fund-B (D.96-10-066, at 191,
App. B, Rule 6.F.; D.07-12-054);
- e. The California Advanced Services Fund (D.07-12-054);
- f. The California Teleconnect Fund (D.96-10-066, at 88,
App. B, Rule 8.G); and
- g. The User Fee provided in Pub. Util. Code §§ 431-435.
The minimum annual User Fee is \$100, as set forth in
D.13-05-035.

¹ Written acceptance filed in this docket does not reopen the proceeding.

Note: These fees change periodically. In compliance with Resolution T-16901, December 2, 2004, Applicant must check the joint tariff for surcharges and fees filed by Pacific Bell Telephone Company (dba AT&T California) and apply the current surcharge and fee amounts in that joint tariff on end-user bills until further revised. Current and historical surcharge rates can be found at <http://www.cpuc.ca.gov/PUC/Telco/Consumer+Information/surcharges.htm>.

- Carriers must report and remit CPUC telephone program surcharges online using the CPUC Telecommunications and User Fees Filing System (TUFFS). Information and instructions for online reporting and payment of surcharges are available at <http://www.cpuc.ca.gov/PUC/Telco/Information+for+providing+service/Surcharge+Remittance.htm>. To request a user ID and password for TUFFS online filing and for questions, please e-mail Telco_surcharges@cpuc.ca.gov.
- Carriers must file and pay the PUC User Fee (see above item 2g) upon receiving the User Fee statement sent by the Commission. User Fees cannot be reported or paid online. Instructions for reporting filing are available at <http://www.cpuc.ca.gov/PUC/Telco/Consumer+Information?userfee.htm>. Please call (415) 703-2470 for questions regarding User Fee reporting and payment.

2. Applicant is a competitive local exchange carrier (CLC). The effectiveness of its future tariffs is subject to the requirements of General Order (GO) 96-B and the Telecommunications Industry Rules (D.07-09-019).

3. Applicant is a non-dominant interexchange carrier (NDIEC). The effectiveness of its future NDIEC tariffs is subject to the requirement of GO 96-B and the Telecommunications Industry Rules (D.07-09-019).

4. Tariff filings must reflect all fees and surcharges to which Applicant is subject, as reflected in #2 above.

5. Applicant must file a service area map as part of its initial tariff.
6. Prior to initiating service, Applicant must provide the Commission's Consumer Affairs Branch with the name and address of its designated contact person(s) for purposes of resolving consumer complaints. This information must be updated if the name or telephone number changes, or at least annually.
7. Applicant must notify the Director of the Communications Division in writing of the date that local exchange service is first rendered to the public, no later than five days after service first begins.
8. Applicant must notify the Director of the Communications Division in writing of the date local service is first rendered to the public within five days after service begins.
9. Applicant must keep its books and records in accordance with the Generally Accepted Accounting Principles.
10. In the event Applicant's books and records are required for inspection by the Commission or its staff, it must either produce such records at the Commission's offices or reimburse the Commission for the reasonable costs incurred in having Commission staff travel to its office.
11. Applicant must file an annual report with the Director of the Communications Division, in compliance with GO 104-A, on a calendar-year basis with the information contained in Attachment C to this decision.
12. Applicant must file an affiliate transaction report with the Director of the Communications Division, in compliance with D.93-02-019, on a calendar-year basis using the form contained in Attachment D.
13. Applicant must ensure that its employees comply with the provisions of Pub. Util. Code § 2889.5 regarding solicitation of customers.

14. Within 60 days of the effective date of this order, Applicant must comply with Pub. Util. Code § 708, Employee Identification Cards, and notify the Director of the Communications Division in writing of its compliance.

15. If Applicant is 90 days or more late in filing an annual report, or in remitting the surcharges and fee listed in #2 above, and has not received written permission from the Communications Division to file or remit late, the Communications Division must prepare for Commission consideration a resolution that revokes Applicant's CPCN.

16. Applicant is exempt from Rule 3.1(b) of the Commission Rules of Practice and Procedure.

17. Applicant is exempt from Pub. Util. Code §§ 816-830.

18. Applicant is exempt from the requirements of Pub. Util. Code § 851 for the transfer or encumbrance of property whenever such transfer or encumbrance serves to secure debt.

19. If Applicant decides to discontinue service or file for bankruptcy, it must immediately notify the Communications Division's Bankruptcy Coordinator.

20. Applicant must send a copy of this decision to concerned local permitting agencies no later than 30 days from the date of this order.

(END OF ATTACHMENT B)

ATTACHMENT C**ANNUAL REPORT**

An original and a machine readable, copy using Microsoft Word or compatible format must be filed with the California Public Utilities Commission, State Office Building, 505 Van Ness Avenue, Room 3107, San Francisco, CA 94102-3298, no later than March 31st of the year following the calendar year for which the annual report is submitted.

Failure to file this information on time may result in a penalty as provided for in Pub. Util. Code §§ 2107 and 2108.

Required information:

1. Exact legal name and U # of the reporting utility.
2. Address.
3. Name, title, address, and telephone number of the person to be contacted concerning the reported information.
4. Name and title of the officer having custody of the general books of account and the address of the office where such books are kept.
5. Type of organization (*e.g.*, corporation, partnership, sole proprietorship, etc.).

If incorporated, specify:

- a. Date of filing articles of incorporation with the Secretary of State.
 - b. State in which incorporated.
6. Number and date of the Commission decision granting the Certificate of Public Convenience and Necessity.
 7. Date operations were begun.
 8. Description of other business activities in which the utility is engaged.
 9. List of all affiliated companies and their relationship to the utility. State if affiliate is a:
 - a. Regulated public utility.
 - b. Publicly held corporation.

10. Balance sheet as of December 31st of the year for which information is submitted.
11. Income statement for California operations for the calendar year for which information is submitted.
12. Cash Flow statement as of December 31st of the calendar year for which information is submitted, for California operations only.

For answers to any questions concerning this report, call (415) 703-2883.

(END OF ATTACHMENT C)

ATTACHMENT D

CALENDAR YEAR AFFILIATE TRANSACTION REPORT

An original and a machine readable, copy using Microsoft Word and Excel, or compatible format must be filed with the California Public Utilities Commission, State Office Building, 505 Van Ness Avenue, Room 3107, San Francisco, CA 94102-3298, no later than May 1st of the year following the calendar year for which the annual report is submitted.

1. Each utility must list and provide the following information for each affiliated entity and regulated subsidiary that the utility had during the period covered by the Annual Affiliate Transaction Report.

- Form of organization (*e.g.*, corporation, partnership, joint venture, strategic alliance, etc.);
- Brief description of business activities engaged in;
- Relationship to the utility (*e.g.*, controlling corporation, subsidiary, regulated subsidiary, affiliate);
- Ownership of the utility (including type and percent ownership);
- Voting rights held by the utility and percent; and
- Corporate officers.

2. The utility must prepare and submit a corporate organization chart showing any and all corporate relationships between the utility and its affiliated entities and regulated subsidiaries in #1 above. The chart must have the controlling corporation (if any) at the top of the chart, the utility and any subsidiaries and/or affiliates of the controlling corporation in the middle levels of the chart, and all secondary subsidiaries and affiliates (*e.g.*, a subsidiary that in turn is owned by another subsidiary and/or affiliate) in the lower levels. Any regulated subsidiary must be clearly noted.

3. For a utility that has individuals who are classified as “controlling corporations” of the competitive utility, the utility must only report under the requirements of #1 and #2 above any affiliated entity that either (a) is a public utility or (b) transacts any business with the utility filing the annual report excluding the provision of tariff services.

4. Each annual report must be signed by a corporate officer of the utility stating under penalty of perjury under the laws of the State of California (CCP 2015.5) that the annual report is complete and accurate with no material omissions.

5. Any required material that a utility is unable to provide must be reasonably described and the reasons the data cannot be obtained, as well as the efforts expended to obtain the information, must be set forth in the utility’s Annual Affiliate Transaction Report and verified in accordance with Section I-F of Decision 93-02-019.

6. Utilities that do not have affiliated entities must file, in lieu of the annual transaction report, an annual statement to the Commission stating that the utility had no affiliated entities during the report period. This statement must be signed by a corporate officer of the utility, stating under penalty of perjury under the laws of the State of California (CCP 2015.5) that the annual report is complete and accurate with no material omissions.

(END OF ATTACHMENT D)